

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

<b>NICHOLAS HUDSON,</b>	:	<b>CIVIL ACTION</b>
<b>Petitioner,</b>	:	
	:	
<b>v.</b>	:	<b>NO. 11-5972</b>
	:	
<b>SUPERINTENDENT SAUERS, et al.,</b>	:	
<b>Respondents.</b>	:	

**ORDER**

**AND NOW**, this 23<sup>rd</sup> day of February, 2012, upon careful and independent consideration of the Petition for Writ of Habeas Corpus filed under 28 U.S.C. § 2254 (Doc. No. 1), the Response thereto (Doc. No. 7), and Petitioner's Reply and Motion to Stay (Doc. No. 10), and after review of the thorough and well-reasoned Report and Recommendation of United States Magistrate Judge Linda K. Caracappa (Doc. No. 13), it is hereby **ORDERED** that:

1. The Report and Recommendation is **APPROVED** and **ADOPTED**.<sup>1</sup>
2. The petition for Writ of Habeas Corpus is **DISMISSED** without prejudice.
3. The Motion to Stay is **DENIED**.
4. The Clerk of Court shall mark this case **CLOSED** for statistical purposes.

BY THE COURT:

/s/LAWRENCE F. STENGEL  
LAWRENCE F. STENGEL, J.

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<sup>1</sup> I note that the petitioner did not file objections to the Report and Recommendation.